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OFFICE OF PETITIONS

In re Application of
Diane Smith
Application No. 09/965,981
Filed: September 28, 2001
Attorney Docket No. 47117/14489

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed August 4, 2003, to revive the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed January 2, 2003, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned after midnight April 2, 2003.

In response to the final Office action, petitioner submitted with the instant petition \$1,300 for the petition to revive fee, a Request for Continued Examination (RCE) under 37 CFR 1.114, \$750 for the RCE filing fee, and an amendment.

Since the requirements for a grantable petition have been met, the petition is **GRANTED**.

The application is being forwarded to Technology Center 3600, for processing the Request for Continued Examination under 37 CFR 1.114.

Telephone inquiries concerning this decision should be directed to Andrea Smith at (703) 308-6711.

Andrea Smith
Petitions Examiner
Office of Petitions
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for Patent Examination Policy